

1 UNITED STATES DISTRICT COURT  
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
3 SOUTHERN DIVISION  
4

5 KASEY D. ALVES,

6 Plaintiff,

7 VS.

CAUSE NO.: 1:06cv912 LG-JMR

8 HARRISON COUNTY MISSISSIPPI, BY AND  
9 THROUGH THE BOARD OF SUPERVISORS;  
10 HARRISON COUNTY SHERIFF'S DEPARTMENT;  
SHERIFF GEORGE PAYNE, JR.; AND,  
HEALTH ASSURANCE, LLC.,

11 Defendants.  
12

13 DEPOSITION

14 OF

15 WILLIAM MARTIN

16 Taken on behalf of the Plaintiff

17 1:41 p.m., Wednesday, March 12th, 2008

18 before

19 Lisa H. Brown, CSR #1166  
20  
21  
22

23 COAST-WIDE REPORTERS  
24 Court Reporters  
Post Office Box 95  
Biloxi, Mississippi 39533-0095  
25 (228) 374-5066



1 A. Not until after the fact.

2 Q. That would've been after he was appointed  
3 warden at the jail?

4 A. Yes.

5 Q. Look at the bottom of page three.

6 A. Okay.

7 Q. In the last paragraph it says, "Due to  
8 inadequate staffing levels, poorly trained staff,  
9 limited supervision, crowded conditions, failure to  
10 follow established policies and procedures, inadequate  
11 classification options and intake/release process that  
12 is inefficient and ineffective, the Harrison County  
13 Detention Center is neither safe nor is it secure."

14 Were you aware of that finding?

15 A. Not from this particular report, but I was  
16 aware of those conditions.

17 Q. You didn't need this report to tell you that?

18 A. No. Mr. Cabana was basically telling us  
19 that every time he saw us, and we were taking actions  
20 to try and correct that.

21 Q. Well, were you aware of these conditions  
22 before Mr. Cabana was telling you about them?

23 A. No. I was aware -- let me put it like  
24 this. I was aware of the staffing issues, okay. Let  
25 me see what else this paragraph says. I was aware of

1 out, ain't it?

2 Q. Okay. Did you ever have a chance to talk to  
3 Sheriff Payne about his concerns about violence in the  
4 booking area?

5 A. Prior to this or before this report?

6 Q. At any time.

7 A. Yeah, prior to this. I haven't talked to  
8 sheriff after this report. I haven't talked to the  
9 sheriff -- I can't even remember the last time I  
10 talked to sheriff. I know I talked to the sheriff  
11 about my concerns about violence in the jail prior to  
12 this report over a number of years.

13 Q. What were your concerns about it?

14 A. Well, periodically the Board received  
15 written complaints from inmates that they were being  
16 beaten. We turned those complaints over to the  
17 District Attorney's office for investigation.

18 Q. You talked to the sheriff about your  
19 concerns?

20 A. Yeah.

21 Q. What was his response to your concerns?

22 A. That they were working on it. That was the  
23 purpose of -- one of the purposes of the Harrison  
24 County Criminal Justice Coordinating Council was to  
25 try and -- everything was related back to